

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF NEW YORK

MATTHEW QUACKENBUSH,

Plaintiff,

v.

Civil Action No.

04-CV-1315

LEK/GJD

COMMISSIONER OF SOCIAL
SECURITY,

**STIPULATION OF
REMAND**

Defendant.

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for the parties in the above-entitled action that the final decision of the Secretary is reversed and the case is remanded for rehearing, pursuant to the fourth sentence of 42 U.S.C. § 405(g). The clerk is directed to enter judgment in this case.

Dated: May 11, 2005

/S/ Peter M. Margolius

Peter M. Margolius

Attorney for Plaintiff

Dated: May 6, 2005

GLENN T. SUDDABY

United States Attorney

P.O. Box 7198

100 S. Clinton Street

Syracuse, New York 13261-7198

By: /S/ William H. Pease

William H. Pease - 102338

Assistant U.S. Attorney

SO ORDERED:

Dated: 5/16/05
Syracuse, New York


GUSTAVE J. DIBIANCO
U.S. MAGISTRATE JUDGE